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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/674,117	09/26/2003	Thomas Joseph Fyvie	RD29557-5	2429
6147	7590	09/11/2006	EXAMINER	
GENERAL ELECTRIC COMPANY GLOBAL RESEARCH PATENT DOCKET RM. BLDG. K1-4A59 NISKAYUNA, NY 12309			STINSON, FRANKIE L.	
			ART UNIT	PAPER NUMBER
			1746	

DATE MAILED: 09/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/674,117

Applicant(s)

FYVIE ET AL.

Examiner

FRANKIE L. STINSON

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-18 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. ____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. ____. |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>9/26/03</u> | 6) <input type="checkbox"/> Other: ____. |

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1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Oles (U. S. Pat. No. 3,246,493) in view of FRANCE'149 (FRANCE 2 594 149) or Japan'394 (Japan 2001-198394) or France et al. (U. S. Pat. No. 6,840,069).

Re claim 1, 10 and 18, Oles is cited disclosing an article cleaning apparatus comprising:

an air management mechanism (90);

a cleaning basket assembly (22);

a fluid regeneration device (82);

a working fluid device (72) coupled to said fluid regeneration device, said basket and said air management mechanism;

a clean fluid device (36) coupled to said cleaning basket assembly and said fluid regeneration device;

a controller (see fig. 2) coupled to said air management mechanism, said cleaning basket assembly, said working fluid device, said regeneration device, and said clean fluid device; wherein said controller is configured to control a cleaning process, including at least a solvent cleaning process, wherein said solvent cleaning process utilizes a solvent based cleaning fluid that differs from the claim only in the recitation of the solvent comprising cyclic siloxane solvent and a solvent contamination detection device to determine the amount of accumulated contaminant. The patents to France,

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Japan'394 and FRANCE'149 are each cited disclosing a solvent cleaning process, wherein said solvent cleaning process utilizes a solvent contamination detection device to determine the amount of accumulated contaminant in the solvent. It therefore would have been obvious to one having ordinary skill in the art to modify the device of Oles, to include a contamination detection means as taught by France Japan'98394 or FRANCE'149, for the purpose of ensuring articles are never cleaned in a dirty of contaminated solvent, thereby preventing the contamination of the articles from the dirty solvent. As for the specific solvent being cyclic siloxane solvent. The same is of little patentable weight in that the use of one solvent over another is deemed to be a mere substitution of equivalents.(see MPEP 2144.06 SUBSTITUTING EQUIVALENTS KNOWN FOR THE SAME PURPOSE). Nonetheless, France discloses the solvent (col. 3, lines 14-16, as condensed fluid) as claimed (col. 5, lines 48-60). Re claims 2-6 and 11-14, France discloses the detection device (col. 9, lines 43-60) as claimed. Re claim 7-9 and 15-17, Japan'98394 and FRANCE'149 discloses the controller as claimed.

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. In Karlsson, Racette et al., Hayashi et al., Obeng, Goetchius et al., Hazlitt et al., Lai et al., Japan'38394Saal et al., Dunn, Japan'095, Berbel, Sivavec et al., Spani, Cox et al., and Japan'600, note the detection means

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to FRANKIE L. STINSON whose telephone number is (571) 272-1308. The examiner can normally be reached on M-F from 5:30 am to 2:00 pm and some Saturdays from approximately 5:30 am to 11:30 am.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Barr, can be reached on (571) 272-1700. The fax phone number for the organization where this application or proceeding is assigned is 571-272-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

fls



FRANKIE L. STINSON
Primary Examiner
GROUP ART UNIT 1746